



CITY OF MIAMI SPRINGS, FLORIDA

CITY CLERK'S SUMMARY OF COUNCIL ACTIONS
Regular Meeting of Monday, August 24, 2009 - 7:00 p.m. – Council Chambers

AGENDA

<u>ITEM #</u>	<u>SUBJECT</u>	<u>ACTION TAKEN</u>
1.	Call to Order/Roll Call	All present. The meeting was called to order at 7:03 p.m.
2.	Invocation	Offered by Vice Mayor Best.
	Salute to the Flag	The audience participated.
3.	Awards & Presentations	
3A)	Proclamation: Constitution Week	On behalf of Mayor Bain, Councilwoman Ator proclaimed September 16-22 to be Constitution Week.
3B)	Tag Line, Logo, Mission Statement	Jo Ellen Phillips, Chair of the Ad-Hoc Committee gave a Power Point presentation to show the tag line, logo and mission statement that the Ad-Hoc Committee had come up with during their meetings in July. A Special Meeting was scheduled for Wednesday, September 9, 2009 at 7:00 p.m. to go over in detail the presentation and make decisions.
4.	Open Forum:	No speakers.
5.	Approval of Council Minutes	
5A)	08/10/2009 Meeting	Minutes of the August 10, 2009 Regular Meeting were approved as written. Motion: Vice Mayor Best Second: Councilman Espino Voice Vote: 5-0

6. Reports from Boards & Commissions

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| 6A) | Ecology Board | Minutes of the June 23, 2009 Ecology Board meeting were received for information without comment. |
| 6B) | Ad-Hoc Committee | Minutes of the August 5, 2009 Ad-Hoc Committee meeting were received for information without comment. |
| 6C) | Architectural Review Board | Cancellation Notice of the August 5, 2009 Architectural Review Board meeting was received for information without comment. |
| 6D) | Ad-Hoc Committee | Minutes of the August 10, 2009 Ad-Hoc Committee meeting were received for information without comment. |
| 6E) | Golf and Country Club Advisory Board | Cancellation Notice of the August 12, 2009 Golf and Country Club Advisory Board meeting was received for information without comment. |
| 6F) | Board of Parks and Parkways | Cancellation Notice of the August 13, 2009 Board of Parks and Parkways meeting was received for information without comment. |
| 6G) | Ad-Hoc Committee | Minutes of the August 19, 2009 Ad-Hoc Committee meeting were received for information without comment. |
| 6H) | Board of Adjustment | Rescheduling Notice of the September 7, 2009 Board of Adjustment meeting was received for information without comment. |
| 6I) | Zoning and Planning Board | Cancellation Notice of the September 8, 2009 Zoning and Planning Board meeting was received for information without comment. |

6J) Recreation Commission

Rescheduling Notice of the September 16, 2009 Recreation Commission meeting was received for information without comment.

City Attorney Seiden noticed that the Ecology Board Vice Chairman commented on the record that he invited the Chairman to participate with him in a meeting with Assistant City Manager Gorland to discuss recycling at the Recreation Center.

Attorney Seiden prepared a memorandum explaining that this would be a violation of the Sunshine Law. One member can attend the meeting with Mr. Gorland, the Ecology Board members can request Mr. Gorland to attend their meeting, or they can publish notice of the meeting with Mr. Gorland. The City Clerk will provide a copy of the memorandum to the Board.

7. Public Hearings:

7A) Second Reading – Ordinance – Water
Supplies Facilities Work Plan

On second reading Council **adopted** an ordinance approving and adopting the City's Water Supply Facilities Work Plan and corresponding Comprehensive Plan amendments for the City of Miami Springs Comprehensive Plan; authorizing the amendment of the City Comprehensive Plan in accordance with the Water Supply Facilities Work Plan and corresponding Comprehensive Plan Amendments
(Ordinance No. 980-2009)

Motion: Councilman Espino

Second: Councilwoman Ator

Vote: 5-0

- 7B) Second Reading – Ordinance –
Revised Text Amendments to the
Comprehensive Plan
- On second reading Council **adopted** an ordinance approving and adopting the revised text amendments for the City of Miami Springs Comprehensive Plan; authorizing the amendment of the City Comprehensive Plan in accordance with the adopted text amendments; authorizing the transmittal of the revised text amendments to the Department of Community Affairs in accordance with §163.3187 & 163.3191, Florida Statutes. **(Ordinance No. 981-2009)**
Motion: Vice Mayor Best
Second: Councilman Lob
Vote: 5-0
- 7C) Second Reading – Ordinance:
Enacting Article III – §31-29
- On second reading, Council **adopted** an ordinance Enacting New Article III and Code of Ordinance Section 31-29, Procedures for Contesting Sealed Competitive Selections; by specifying intent; acknowledging selection and award procedures; providing a process to initiate protests of selections and awards; delineating required contents of written protest; requiring of a notice of filing of protest; providing for a stay of selection and award; establishing City Manager review; conducting of protest meeting; rendering of protest meeting decision; providing for appeal to City Council; describing City Council appeal hearing process; establishing exclusive method of protest and appeal. **(Ordinance No. 982-2009)**
Motion: Councilman Lob
Second: Councilman Espino
Vote: 5-0
8. **Consent Agenda:** None

9. Old Business:

- 9A) Appointments to Advisory Boards Councilman Espino (Group II) **appointed** Rogerio Plasencia to the Architectural Review Board for an unexpired term ending on October 31, 2010.
- Vice Mayor Best (Group I) **appointed** Carie A. Figueredo to the Civil Service Board for an unexpired term ending on June 30, 2012.
- Vice Mayor Best (Group I) **re-appointed** Mark Safreed to the Golf and Country Club Advisory Board for a full term ending on July 31, 2011.
- Councilwoman Ator (Group IV) **re-appointed** Ken Amendola to the Golf and Country Club Advisory Board for a full term ending on July 31, 2011.
- 9B) Third Quarter Budget Status Report: Fiscal Year 2008/2009 (Unaudited) Council **received** the unaudited third quarter budget status report for FY2008/2009.
- 9C) Golf Course Third Quarter Budget Status Report: Fiscal Year 2008/2009 (Unaudited) Council **received** the Golf Course unaudited third quarter budget status report for FY2008/2009.
- 9D) Garage Sales Ordinance By consensus, Council decided to let the ordinance **sunset**.

10. New Business:

- 10A) Site Plan Review – Case No. 03-ZP-09 – 4299 N. W. 36th St. – Wachovia Bank Building Council **approved** the site plan of Case No. 03-ZP-09, for the conversion of the existing Wachovia Bank building to a hotel.
- Motion:** Councilman Espino
Second: Vice Mayor Best
Vote: 5-0

- 10B) RFP # 09-08/09 –
Installation of Lighting
- Council **awarded** RFP # 09-08/09 to Horsepower Electric, Inc. of Hialeah, the lowest responsible proposer, in the amount of \$311,911 for the installation of lighting along the Curtiss Parkway and North Royal Poinciana Boulevard, pursuant to Section 31.11 (E) (2) of the City Code.
Motion: Councilman Lob
Second: Councilman Espino
Vote: 5-0
- 10C) School for Autistic Children
- Council **approved** a request from South Florida Child Development Center of Miami to open a school for autistic children at 280 Westward Drive in the Central Business District of the City.
Motion: Councilman Lob
Second: Councilman Espino
Vice Mayor Best: “aye”
Councilman Espino: “aye”
Councilman Lob: “aye”
Councilwoman Ator: “no”
Mayor Bain: “aye”
Vote: 4-1
- 10D) Days Inn Hotel Projects:
Case No. 06-ZP-08)
- Council **approved** an extension of variances and site plan approvals for the Days Inn hotel projects, Case No. 06-ZP-08, Pfeffer and Marin.
Motion: Councilman Espino
Second: Vice Mayor Best
Vote: 5-0
- 10E) Co-designation of N. W. 36th St.
- Council **tabled** a request to co-designate N. W. 36th Street from the Florida Turnpike east to Biscayne Boulevard as President Ronald Reagan Street.
Motion: Councilwoman Ator
Second: Councilman Lob
Vote: 5-0

- 10F) First Reading – Ordinance Amending
§150-024 Outdoor Lighting Council **approved** an ordinance amending
§150-024, Outdoor Lighting; by providing
regulations for the use of outside decorative
lighting of commercial buildings, hotels,
motels, apartments, condominiums, and
other similar structures.
Motion: Vice Mayor Best
Second: Councilman Lob
Vote: 5-0
- 10G) First Reading – Ordinance Amending
§54-05 and 54-06 Tree Pruning and
Tree Removal Standards Council **approved** an ordinance amending
Code of Ordinance Sections 54-05, Tree
Pruning Standards and 54-06, Tree Removal
Standards; by correcting the standard to be
applied in determining improper
“Hattracking” and “Tree Viability”; by
including an additional category of trees that
may be removed without permit, relocation,
replacement and mitigation.
Motion: Vice Mayor Best
Second: Councilman Espino
Vice Mayor Best: “aye”
Councilman Espino: “aye”
Councilman Lob: “aye”
Councilwoman Ator: “no”
Mayor Bain: “aye”
Vote: 4-1
- 10H) New Community Center: Installation
of an 8-inch Water Main Council **approved** a contingency
reallocation request to install an 8-inch
water main on Apache between Westward
and Swan as part of the construction of the
new Community Center, in the amount of
\$82,837.95.
Motion: Councilman Lob
Second: Councilwoman Ator
Vice Mayor Best: “no”
Councilman Espino: “aye”
Councilman Lob: “aye”
Councilwoman Ator: “aye”
Mayor Bain: “aye”
Vote: 4-1

11. Other Business: None

12. Reports & Recommendations:

12A) City Attorney None

12B) City Manager

Community Center

City Manager Borgmann reported on the progress with Link Construction and how their scheduling will impact the Recreation program scheduling, especially the youth basketball season. He distributed a copy of the City's activity schedule.

Mr. Borgmann announced plans to hold a party to say goodbye to the old Recreation Center on Saturday, October 31, 2009. Asbestos removal and demolition would take place the following week, which interferes with The Pelican Playhouse production. Other plans for a different venue would be made with Artistic Director Ralph Wakefield.

City Manager Borgmann stated that Monday, February 8, 2010 is the target date for full use of the new Community Center and February 15, 2010 is the target date for the facility grand opening, which is way ahead of the original June 1, 2010 schedule.

Assistant City Manager Gorland explained that the basketball program is at total risk unless there is a different venue. He understands that Councilman Lob is working with the High School and there are outdoor courts at the Middle School. Another alternative is an outdoor court at the swimming pool parking lot.

12B)	Community Center (Continued)	<p>Councilman Lob was told that the High School could only accommodate the program three days a week. He was waiting for the program schedule before continuing discussions with the High School.</p> <p>Mr. Gorland said that February 15, 2010 is the target date for completion. Since basketball lasts until March, they might be able to play one month in the new facility.</p>
	Community Center	<p>City Manager Borgmann reported that the first walls were scheduled to be lifted on Tuesday, August 25, 2009, and this was delayed until Wednesday August 26th at approximately 8:30 a.m. because of the weather.</p>
	Soccer Registration	<p>City Manager Borgmann announced that soccer registration is now taking place.</p>
	City's Birthday	<p>City Manager Borgmann stated that the City celebrated its 83rd birthday on Sunday, August 23rd.</p>
12C)	City Council	
	Soccer Registration	<p>Vice Mayor Best said that there are signs throughout the City announcing the soccer registration. He thanked Assistant City Manager Gorland.</p>
	Florida League of Cities Conference	<p>Vice Mayor Best attended the Florida League of Cities 83rd Annual Conference with Councilman Espino in Orlando for three days last week. There were excellent topics discussed at numerous seminars of interest. The Chair of the National League of Cities indicated that they were able to save funds on purchasing by contracting with a company called U.S. Communities. He said that many cities are facing difficult economic times, but he is as positive as he can be about the situation.</p>

12C)	Financial Condition	Councilman Lob stated that the more he reads about other cities and their difficulties the better he feels about the financial situation in Miami Springs. He hopes that the City remains in a stable condition, which Council will certainly try to maintain.
	Autistic School	Councilman Lob is glad that the City is doing something positive to help autistic children.
	Ad-Hoc Committee	Councilman Espino applauded the Ad-Hoc Committee for their work and is astounded that they were able to accomplish so much in so little time.
	For Rent Signs	Councilman Espino received complaints about red spray painted signs “For Rent” with telephone numbers along Curtiss Parkway and Eldron Drive.
	Valero Gas Station Sign	<p>Councilman Espino stated that Council approved the site plan for the Valero Gas Station sign, with the condition that they would allow 6-feet of clearance from the base, which they did not comply with.</p> <p>Assistant City Manager Gorland stated that the owner has already been notified and they agreed to remove two panels from the sign.</p>
	Movie Night	Councilman Espino announced that Blessed Trinity is hosting a “Movie Night” on Saturday, August 29 th at 7:00 p.m. in the Parrish Hall. They are showing the new “Journey to the Center of the Earth”.
	Financial Condition	Councilwoman Ator agreed with Councilman Lob about the financial condition of the City. She gave credit to the City Manager and Assistant City Manager. City Manager Borgmann explained that every Department Head plays an integral part in managing their budgets.

12C)	Commercial Recycling	Councilwoman Ator would like the City to help facilitate some type of commercial recycling for the businesses in the City even though the County does not provide the service.
	“Playful City U.S.A.”	<p>Councilwoman Ator stated that the City of Lauderdale Lakes was recently designated a “Playful City” for their recreation programs. She would like to look into designating Miami Springs because many recreation programs are offered for the residents.</p> <p>City Manager Borgmann said that he received e-mail correspondence today from the organization and he understands that Coral Gables is also designated a “Playful City U.S.A.”.</p>
	Ad-Hoc Committee	Mayor Bain thanked the Ad-Hoc Committee for their professional work that saved the City a lot of money. He said that it is important that everyone participated.
	Golf Tournament	Mayor Bain announced that Saturday, October 17 th is the Miami Springs Optimist Golf Tournament at the Country Club.
13.	Adjourn	Meeting adjourned at 9:06 p.m.